

INTEROFFICE MEMORANDUM

Sensitivity: COMPANY CONFIDENTIAL

Date: 23-Mar-1999 07:37am
From: Mary Fillingim TAL
FILLINGIM_M
Dept: Air Resources Management
Tel No: 850/488-0114

To: See Below
Subject: New Posting #0250013

There is an updated PROPOSED Permit for the above-reference AIRS ID# on Florida's website.

0250013001AV G W IVEY POWER PLANT

REVISED PROPOSED

The notification letter is encoded and attached. If you have any questions, feel free to contact me.

Thanks, Mary

Distribution:

To: pierce carla (pierce.carla@epa.gov@in)
To: Barbara Boutwell TAL (BOUTWELL_B)
To: Scott Sheplak TAL (SHEPLAK_S)
To: danois gracy (danois.gracy@epa.gov@in)
To: Elizabeth Walker TAL (WALKER_E)
To: huey.joel@epa.gov@in
To: BARTLETT.ELIZABETH@EPA.GOV@IN
CC: Bruce Mitchell TAL (MITCHELL_B)

RECEIVED

FEB 11 1999

BUREAU OF AIR REGULATION

The Miami Herald

www.herald.com www.elherald.com

PUBLISHED DAILY MIAMI-DADE-FLORIDA

STATE OF FLORIDA COUNTY OF DADE

Before the undersigned authority personally appeared:

SILVIA ACOSTA

who on oath says that he/she is

CUSTODIAN OF RECORDS

of The Miami Herald, a daily newspaper published at Miami in Dade County, Florida; that the attached copy of advertisement was published in said newspaper in the issues of:

OCTOBER 12, 1998

Affiant further says that the said The Miami Herald is a newspaper published at Miami, in the said Dade County, Florida and that the said newspaper has heretofore been continuously published in said Dade County, Florida each day and has been entered as second class mail matter at the post office in Miami, in said Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspapers(s).

[Signature] Sworn to and subscribed before me this

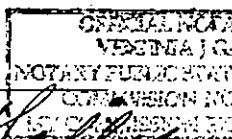
FEBRUARY 2, 1999

My Commission

Expires: October 17, 2001

Virginia J. Gallon

[Signature] Notary



PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT REVISION

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Title V DRAFT PERMIT NO.: 0250013-001-AV Homestead City Utilities Gordon W. Ivey Municipal Power Plant Dade County

The Department of Environmental Protection (Department) gives notice of its intent to issue a Title V air operation permit to the Homestead City Utilities/City of Homestead for the Gordon W. Ivey Municipal Power Plant located at 660 NE 1 Road, Homestead, Dade County. The applicant's name and address are: Homestead City Utilities, City of Homestead, 675 North Flagler Avenue, Homestead, Florida 33030.

The permit authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed Title V DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

A person whose substantial interest are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57 of the Florida Statutes (FS). The petition must contain the information set forth below and must be filed (received) in Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/488-9730; Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), FS, must be filed within fourteen days of publication of the public notice or with fourteen days of receipt of the notice of intent, whichever occurs first. Under Section 120.60(3), FS, however, any person who asked the permitting authority for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A Petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition within the applicable time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, FS, or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, PAC.

A petition that disputes the material facts on which the permitting authority's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
(b) The name, address and telephone number of the petitioner, name address and telephone number of the petitioner's representative, if any, which shall be the address for service purpose during the course of the proceeding; and an explanation of how petitioner's substantial rights will be affected by the agency determination;
(c) A statement of how and when the petitioner received notice of the agency action or proposed action;
(d) A statement of all disputed issues of material fact. If there are none, the petition must so state;
(e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief; and
(f) A demand for relief.

A petition that does not dispute the material facts upon which the permitting authority's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

In addition to the above, pursuant to 42 United States (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(B)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, SW, Washington, DC 20460.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority: Department of Environmental Protection Bureau of Air Regulation 111 South Magnolia Drive, Suite 4 Tallahassee, Florida 32301 Telephone: 850/488-1344 Fax: 850/922-6979 Affected Local Program: Dade County Department of Environmental Resources Management Air Quality Management Division 33 Southwest Second Avenue, Suite 900 Miami, Florida 33130-1540 Telephone: 305/372-6925 Fax: 305/372-6954

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, FS. Interested persons may contact Scott M. Sheplak, P.E., at the above address, or call 850/921-9532, for additional information.

U08425

INTEROFFICE MEMORANDUM

Sensitivity: COMPANY CONFIDENTIAL

Date: 26-Jan-1999 03:27pm
From: Mary Fillingim TAL
FILLINGIM_M
Dept: Air Resources Management
Tel No: 850/488-0114

To: See Below
Subject: New Posting #0250013

There is a new posting on Florida's website.

0250013001AV
G W IVEY POWER PLANT

Proposed

The notification letter is encoded and attached. If you have any questions, feel free to contact me.

Thanks,
Mary

Distribution:

To:	pierce carla	(pierce.carla@epamail.epa.gov@in)
To:	Barbara Boutwell TAL	(BOUTWELL_B)
To:	Scott Sheplak TAL	(SHEPLAK_S)
To:	Terry Knowles TAL	(KNOWLES_T)
To:	danois gracy	(danois.gracy@epamail.epa.gov@in)
To:	Elizabeth Walker TAL	(WALKER_E)
To:	huey.joel@epamail.epa.gov@in	
CC:	Bruce Mitchell TAL	(MITCHELL_B)
CC:	Ed Svec TAL	(SVEC_E)

*Bonbaum
File Jackson*

FAX TRANSMISSION

City of Homestead
675 North Flagler Avenue
Homestead, Florida 33030
(305)247-1801, Ext. _____
Fax: (305)247-4008

To: Bruce Mitchell Date: 1-22-99
Fax#: 850-922-6979 Pages: 2, including this sheet.
From: Doris Jackson
Subject: City of Homestead

*1-25-99
2:13 PM
Called and spoke to Doris Thibault
for her documentation.
BJS*

Description:

*Hope this is what you need!
I will follow through with hard
copy.*

NOV 22 1999